



General Assembly

February Session, 2012

Amendment

LCO No. 3416

HJ0000203416SR0

Offered by:

SEN. MCKINNEY, 28th Dist.

SEN. FASANO, 34th Dist.

SEN. WELCH, 31st Dist.

To: Subst. House Joint Resolution
No. 2

File No. 90

Cal. No. 243

***"RESOLUTION PROPOSING AN AMENDMENT TO THE STATE
CONSTITUTION TO GRANT INCREASED AUTHORITY TO THE
GENERAL ASSEMBLY REGARDING ELECTION
ADMINISTRATION."***

1 After line 79, add the following and renumber sections and internal
2 references accordingly:

3 "That the following be proposed as an amendment to the Constitution
4 of the State, which, when approved and adopted in the manner provided
5 by the Constitution, shall, to all intents and purposes, become a part
6 thereof:

7 Sec. 501. Section 10 of article third of the Constitution is amended to
8 read as follows:

9 The members of the general assembly shall hold their offices from the
10 Wednesday following the first Monday of the January next succeeding

11 their election until the Wednesday after the first Monday of the third
12 January next succeeding their election, and until their successors are
13 duly qualified. No senator shall serve more than five consecutive terms
14 as a senator and no representative shall serve more than five consecutive
15 terms as a representative. Such limitation on the number of consecutive
16 terms shall apply to terms of office beginning on the Wednesday
17 following the first Monday of the January next succeeding the election at
18 which such limitation is approved pursuant to article sixth of the
19 amendments to the Constitution. Such limitation shall apply to any term
20 in which a senator or representative resigns or is expelled, but shall not
21 apply to any unexpired term to which a person is elected if the
22 remainder of the term is less than one-half of the full term. After serving
23 the maximum number of terms, no person may serve in the same office
24 until he or she has been out of office for not less than one full term.

25 Sec. 502. Section 2 of article fourth of the Constitution is amended to
26 read as follows:

27 Such officers shall hold their respective offices from the Wednesday
28 following the first Monday of the January next succeeding their election
29 until the Wednesday following the first Monday of the fifth January
30 succeeding their election and until their successors are duly qualified. No
31 Governor, Lieutenant Governor, Secretary of the State, Treasurer,
32 Comptroller or Attorney General shall serve more than two consecutive
33 terms in such office. Such limitation on the number of consecutive terms
34 shall apply to terms of office beginning on the Wednesday following the
35 first Monday of the January next succeeding the election at which such
36 limitation is approved pursuant to article sixth of the amendments to the
37 Constitution. Such limitation shall apply to any term in which such
38 officer resigns or is removed from such office, but shall not apply to any
39 unexpired term to which a person is elected if the remainder of the term
40 is less than one-half of the full term. After serving the maximum number
41 of terms, no person may serve in the same office until he or she has been
42 out of office for not less than one full term.

43 RESOLVED: That the foregoing proposed amendment to the

44 Constitution be continued to the next session of the General Assembly
45 elected at the general election to be held on November 6, 2012, and
46 published with the laws passed at the present session, or be presented to
47 the electors at the general election to be held on November 6, 2012,
48 whichever the case may be, according to article sixth of the amendments
49 to the Constitution. The designation of said proposed amendment to be
50 used on ballots at such election shall be "Shall the Constitution of the
51 State be amended to limit the number of terms that members of the
52 General Assembly, the Governor, Lieutenant Governor, Secretary of the
53 State, Treasurer, Comptroller and Attorney General may serve?"